Case 04-20543 Doc 1 Filed 05/26/04 Entered 05/26/04 16:02:17 Desc 2-Petition

# UNITED STATES BANKRUPTCY COURSE 1 of 28 NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Voluntary Petition

					······································
NAME OF DEBTOR				JOINT DEBTOR	
William Rodriguez				April Rodriguez	
ALL OTHER NAMES USED BY THE DEBTOR I married, maiden & trade)	N THE L	AST 6 Y	EARS (including	ALL OTHER NAMES USED BY THE JOINT DI married maiden & trade)	EBTOR IN THE LAST 6 YEARS(including
SOC. SECURITY #/TAX I.D. NO I FALSE OR FRAUDULENT DO N COMMIT PERJURY!!! (Last 4 di ***_**-0781	OT SI	GN TH	IIS PETITION &	SOC. SECURITY #/TAX I.D. NO IF FALSE OR FRAUDULENT IS & COMMIT PERJURY!!! (Last ***_**-2504	OO NOT SIGN THIS PETITION
STREET ADDRESS OF DEBTOR		<u></u>		STREET ADDRESS OF JOINT DEBTOR	
221 Charleston Ave Romeoville IL 60446				221 Charleston Ave Romeoville IL 60446	Chapter 13W/Plan
COUNTY OF RESIDENCE OR PRINCIPAL PLA	CE OF I	BUSINES	SS .	COUNTY OF RESIDENCE OR PRINCIPAL P	LACE OF BUSINESS
Will				Will	
MAILING ADDRESS OF DEBTOR	<u> </u>			MAILING ADDRESS OF JOINT DEBTOR	
VENUE (Check any applicable box) [x] Debtor has been domiciled or has had a for a longer part of such 180 days than in a	resider ny athe	nce, prin r District	cipal place of business or p	otor (Check the Applicable Boxes)	
[] There is a bankruptcy case concerning	debtor	's affilia	te, general partner, or part		TOV CODE LINDER WUICH
TYPE OF DEBTOR (Check all boxes that [x] Individual(s) [ ] Railr [ ] Corporation [ ] Stoc [ ] Partnership [ ] Com [ ] Other	oad kbroker			CHAPTER OR SECTION OF BANKRUF THE PETITION IS FILED (Check one bo [] Chapter 7 [] Chapter 1 [] Chapter 9 [] Chapter 1 [] Sec 304 0 Case ancillary to foreign	ox)   1
NATURE OF DEBTS (Check one box) [x] Consumer/Non-Business [] Business [] Business as defined [] Debtor is a small business as defined U.S.C. Sec.1121(e) (Optional)	k all box	S.C. 51	01	is unable to Rule 1006(b	Bankruptcy Court District Of Illinois
STATISTICAL/ADMINISTRATIVE INFOR [] Debtor estimates that funds will be avai [x] Debtor estimates that, after any exemp creditors.	able for	dictribu	tion to iinsecured creduois.	Time: 16:03: Debtor: WILL Case: 04-205 Chapter: 13 Judge: Bruce	29 IAM RODRIGUEZ 43 Fee: 194 Rec. #: 3082937
ESTIMATED NO. OF CREDITORS	[x]		15	Confirg: 07/	23/2004 @ 11:00AM NN STEARNS
ESTIMATED ASSETS	[x]	\$	159,235		
ESTIMATED DEBTS	[x]	\$	160,938		

Voluntary Petition		OF DEBTOR(s) Im Rodriguez
(This page must be completed and filed in every ca		Rodriguez
I STATE THAT I FILED THE FOLLO	WING OTHER BANKRUPTCY CASES WIT	IN LAST 6 YEARS (IF BLANK, THIS IS FIRST IN 6 YRS
LOCATION WHERE FILED:	CASE NO.	DATE FILED
PENIDING BANKRUPTCY CASE FILE	 ED BY ANY SPOUSE, PARTNER, OR AFFIL	  ATE OF THE DEBTOR(S)
NAME OF DEBTOR:	CASE NUMBER:	DATE:
DISTRICT	RELATIONSHIP:	JUDGE:
Commission pursuant to Section 13 or 15(d) for Exhibit A is attached and made		The requesting roller direct strapes.
Exhibit C Does the debter own or have possession	in of any property that poses or is allowed to r	ose a threat of imminent and identifiable harm to public
health or safety? NO If yes and Exhibit C is attack		ose a threat of imminent and identifiable fiarm to public XXXX. No
		Social Sec# Address
Signature of Bankrupton Signature of Bankrupton Republic	y Peition Preparer A bankruptcy petition preparer's oth 11 U.S.C. 110; 18 U.S.C. 156.  ENTIRE PETITION ERY OTHER PAGE	SIGN, AND DATE BELOW REQUIRED
Signature of Bankrupton kruptcy Procedure may result in fines of imprisionment of both DEBTOR (S) READ E EVE  I declare under penalty of perjury that the information of the process of the period of	experition Preparer A bankruptcy petition preparer's oth 11 U.S.C. 110; 18 U.S.C. 156  ENTIRE PETITION ERY OTHER PAGE  mation provided in this petition is true and the relief available under each such Chapter of Title 11, United States Code, see the page of the present	SIGN, AND DATE BELOW REQUIRED  d correct. I am aware that I may proceed under Chapter apter and choose to proceed. I request relief in accordance pecified in this petition.
DEBTOR (S) READ E  VI  I declare under penalty of perjury that the information of the content of	Peition Preparer A bankruptcy petition preparer's oth 11 U.S.C. 110; 18 U.S.C. 156  ENTIRE PETITION ERY OTHER PAGE mation provided in this petition is true and the relief available under each such Chapter of Title 11, United States Code, s  Sign: X	SIGN, AND DATE BELOW REQUIRED  d correct. I am aware that I may proceed under Chapter apter and choose to proceed. I request relief in accordar pecified in this petition.
Signature of Bankrupton skruptcy Procedure may result in fines of imprisionment of both DEBTOR (S) READ EVENTE I declare under penalty of perjury that the information of the penalty of Title 11, U.S. Code, understand with the Code of the Code of Title 11, U.S. Code of Understand with the Code of Title 11, U.S. Code of Understand with the Code of Title 11, U.S. Code of Understand With the Code of Title 11, U.S. Code of Understand With the Code of Title 11, U.S. Code of Understand With the Code of Title 11, U.S. Code of Understand With the Code of Title 11, U.S. Code of Understand With the Code of Title 11, U.S. Code of Understand With the Code of Title 11, U.S. Code of Understand With the Code of Title 11, U.S. Code of Understand With the Code of Title 11, U.S. Code of Understand With the Code of Title 11, U.S. Code of Understand With the Code of Title 11, U.S. Code of Understand With the Code of Title 11, U.S. Code of Understand With the Unders	Peition Preparer A bankruptcy petition preparer's oth 11 U.S.C. 110; 18 U.S.C. 156  ENTIRE PETITION ERY OTHER PAGE mation provided in this petition is true and the relief available under each such Chapter of Title 11, United States Code, s  Sign: X  William	SIGN, AND DATE BELOW REQUIRED  d correct. I am aware that I may proceed under Chapter apter and choose to proceed. I request relief in accordan pecified in this petition.
Signature of Bankrupton Signature of Bankrupton DEBTOR (S) READ E EVE  I declare under penalty of perjury that the information of the signature of the signature of Bankrupton DEBTOR (S) READ E EVE  I declare under penalty of perjury that the information of Title 11, U.S. Code, understand with the C	Peition Preparer A bankruptcy petition preparer's oth 11 U.S.C. 110; 18 U.S.C. 156  ENTIRE PETITION ERY OTHER PAGE mation provided in this petition is true and the relief available under each such Chapter of Title 11, United States Code, so Sign: X  Sign: X  Willist Sign: X  Sign: X	SIGN, AND DATE BELOW REQUIRED  d correct. I am aware that I may proceed under Chapter apter and choose to proceed. I request relief in accordant pecified in this petition.
Signature of Bankrupton kruptcy Procedure may result in fines of imprisionment of both DEBTOR (S) READ EVIDATE CONTROL OF THE PROCESSION O	Peition Preparer: A bankruptcy petition preparer's oth 11 U.S.C. 110; 18 U.S.C. 156  ENTIRE PETITION ERY OTHER PAGE mation provided in this petition is true and the relief available under each such Chapter of Title 11, United States Code, so Willis Sign: X  Sign: X  Willis Sign: X  Exhibit B - Signature of Attorney	SIGN, AND DATE BELOW REQUIRED  decorrect. I am aware that I may proceed under Chapter apter and choose to proceed. I request relief in accordance pecified in this petition.  Am Rodriguez  Rodriguez
Signature of Bankruptos kruptcy Procedure may result in fines of imprisionment of both DEBTOR (S) READ EVENT of the Information of Infor	Peition Preparer: A bankruptcy petition preparer's oth 11 U.S.C. 110; 18 U.S.C. 156  ENTIRE PETITION ERY OTHER PAGE mation provided in this petition is true and the relief available under each such Chapter of Title 11, United States Code, so Willis Sign: X  Sign: X  Willis Sign: X  April	SIGN, AND DATE BELOW REQUIRED  decorrect. I am aware that I may proceed under Chapter apter and choose to proceed. I request relief in accordance pecified in this petition.  Am Rodriguez  Rodriguez
Signature of Bankrupton kruptcy Procedure may result in fines of imprisionment of both DEBTOR (S) READ EVIDATE EVIDATE EVIDATE AND THE PROCESSION OF THE PRO	Peition Preparer: A bankruptcy petition preparer's oth 11 U.S.C. 110; 18 U.S.C. 156  ENTIRE PETITION ERY OTHER PAGE mation provided in this petition is true and the relief available under each such Chapter of Title 11, United States Code, so Willis Sign: X  Sign: X  Willis Sign: X  Exhibit B - Signature of Attorney	SIGN, AND DATE BELOW REQUIRED  decorrect. I am aware that I may proceed under Chapter apter and choose to proceed. I request relief in accordance pecified in this petition.  Am Rodriguez  Rodriguez

Dated: 5 12004

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#### INTRODUCTION

Pursuant to the Bankruptcy Reform Act of 1994, the Office of the United States Trustee, United States Department of Justice, has prepared this information sheet to help you understand some of the possible consequences of filing a bankruptcy petition under Chapter 7 of the Bankruptcy Code. This information is intended to make you aware of ...

- (1) the potential consequences of seeking a discharge in bankruptcy, including the effects on credit history;
- (2) the effect of receiving a discharge of debts;
- (3) the effect of reaffirming a debt; and
- (4) your ability to file a petition under a different chapter of the bankruptcy code.

There are many other provisions of the Bankruptcy Code that may affect you situation. This information sheet contains only general principles of law and is not a substitute for legal advice. If you have questions or need further information as to how the bankruptcy laws apply to your specific case, you should consult with your lawyer.

#### WHAT IS A DISCHARGE?

The filing of a chapter 7 petition is designed to result in a discharge of most of the debts you listed on your bankruptcy schedules. A discharge is a court order that says you do not have to repay your debts, but there are a number of exceptions. Debts which may not be discharged in your chapter 7 case include, for example, most taxes, child support, alimony, and student loans; court-ordered fines and restitution; debts obtained throught fraud or deception; and personal injury debts caused by driving while intoxicated or taking drugs. Your discharge may be denied entirely if you, for example, destroy or conceal property; destroy, conceal or falsify records; or make false oath. Creditors cannot ask you to pay any debts which have been discharged. You can only receive a chapter 7 discharge once every six (6) years.

#### WHAT ARE THE POTENTIAL EFFECTS OF A DISCHARGE?

The fact that you filed bankruptcy can appear on your credit report for as long as 10 years. Thus, filing a bankruptcy petition may affect your ability to obtain credit in the future. Also, you may not be excused from repaying any debts that were not listed on your bankruptcy schedules or that you incurred after you filed bankruptcy.

#### WHAT ARE THE EFFECTS OF REAFFIRMING A DEBT?

After you file your petition, a creditor may ask you to reaffirm a certain debt or you may seek to do so on your own. Reaffirming a debt means that you sign and file with the court a legally enforceable document, which states that you promise to repay all or a portion of the debt that may otherwise have been discharged in your bankruptcy case. Reaffirmation agreements must generally be filed with the court within 60 days after the first meeting of creditors.

Reaffirmation agreements are strictly voluntary -- they are not required by the Bankruptcy Code or other state or federal law. You can voluntarily repay any debt instead of signing a reaffirmation agreement, but there may be valid reasons for wanting to reaffirm a particular debt.

Reaffirmation agreements must not impose an undue burden on you or your dependents and must be in your best interest. If you decide to sign a reaffirmation agreement, you may cancel it at anytime before the court issues your discharge order OR within sixty (60) days after the reaffirmation agreement was filed with the court, whichever is later. If you reaffirm a debt and fail to make payments required in the reaffirmation agreement, the creditor can take action against you to recover any property that was given as security for the loan and you may remain personally liable for any remaining debt.

#### OTHER BANKRUPTCY OPTIONS

You have a choice in deciding what chapter of the Bankruptcy Code will best suit your needs. Even if you have already filed for relief under chapter 7, you may be eligible to convert your case to a different chapter.

Chapter 7 is the liquidation chapter of the Bankruptcy Code. Under chapter 7, a trustee is appointed to collect and sell, if economically feasibile, all property you own that is not exempt from these actions.

Chapter 11 is the reorganization chapter most commonly used by businesses, but it is also available to individuals. Creditors vote on whether to accept or reject a plan, which also must be approved by the court. While the debtor normally remains in control of the assets, the court can order the appointment of a trustee to take possession and control of the business.

Chapter 12 offers bankruptcy relief to those who qualify as family farmers. Family farmers must propose a plan to repay their creditors over a three-to-five year period and it must be approved by the court. Plan payments are made through a chapter 12 trustee, who also monitors the debtors' farming operations during the pendency of the plan.

Finally, chapter 13 generally permits individuals to keep their property by repaying creditors out of their future income. Each chapter 13 debtor writes a plan which must be approved by the bankruptcy court. The debtor must pay the chapter 13 trustee the amounts set forth in their plan. Debtors receive a discharge after they complete their chapter 13 repayment plan. Chapter 13 is only available to individuals with regular income whose debts do not exceed \$1,000,0000 (\$307,000 in unsecured debts and \$922,000 in secured debts).

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

William Rodriguez and April Rodriguez / Debtors

Case No.:

Attorney for Debtor: Joanne H Yi

In re

#### STATEMENT Pursuant to Rule 2016(b)

The undersigned, pursuant to Rule 2016(b), Rules of Bankruptcy Procedure, states that:

1. The compensation paid or promised by the Debtor(s), to the undersigned, is as follows:

For legal services rendered, Debtor(s) agrees to pay	\$	2,700
Prior to the filing of this Statement, Debtor(s) has paid	\$	0
Balance Due	-\$	2,700

- The Filing Fee has been paid.
- The Service rendered or to be rendered include the following:
  - (a) Analysis of the financial situation, and rendering advice and assistance to the client in determining whether to file a petition under Title 11, U.S.C.
  - (b) Preparation and filing of the petition, schedules, statement of affairs and other documents required by the court.
  - (c) Representation of the client at the first meeting of creditors.
  - (d) Advice as required.
- 4. The source of payments made by the debtor(s) to the undersigned was from earnings, wages and compensation for services performed, and none other.
- The source of payments to be made by the debtor(s) to the undersigned for the unpaid balance remaining, if any, will be from earnings, wages and compensation for services performed and none other.
- The undersigned has received no transfer, assignment or pledge of property from the debtor(s) except the following for the value stated: None.
- 7. The undersigned has not shared or agreed to share with any other entity, other than with members of the undersigned's law firm, any compensation paid or to be paid without the client's consent, except as follows: None.

Dated: 5 / (-) 5 /2004

Respectfully submitted,

Attorney Name: Joanne H

Bar No: 6278758

Law Offices of Peter Francis Geraci

55 E. Monroe Street

#3400

Chicago IL 60603 312.332.1800 Case 04-20543 Doc 1 Filed 05/26/04 Entered 05/26/04 16:02:17 Desc 2-Petition

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BY WHOM

In re:

#### William Rodriguez and April Rodriguez / Debtors

Case No.:	
Case No	

#### SCHEDULE A - REAL PROPERTY

Except as directed below, list all real property in which the debtor has any legal, equitable, or furture interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H", "W", "J", or "C" in the column labeled "HWJC". If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Description and Location of Property	Nature of Debtor's Interest in Property	н₩ЈС	Market Value of Debtor's Interest	Amount of Secured Claim
221 Charleston Ave Romeov Residence)	rille, IL 60446 (Debtor's	Н	\$ 133,000	\$ 130,960
CB- Debt owed on property to \$25.00 per day charge for supaperwork for installation.	for installation of fence. Ibmission of property	Н	\$ 1,100	\$ 1,100
		Total	\$ 134,100	

In re: William Rodriguez and April Rodriguez / Debtors

Case No		٠	
Case N	٠.	•	

#### SCHEDULE B - PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H", "W", "J", or "C" in the column labeled "HWJC". If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Description and Location of Property		Market Value of Debtor's Interest Before Claim		
01. Cash on Hand		[x] None		
02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and load, thrift, building and load, and homestead associations or credit unions, brokerage houses, or cooperatives.				
MUCU Husband savings account		\$ 5		
ACH Credit Union wife savings account		\$ 5		
03. Security Deposits with public utilities, telephone companies, landlords and others.		[x] None		
${\bf 04.}$ Household goods and furnishings, including audio, video, and computer equipment.				
Household goods; TV, VCR, stereo, sofa, vacuum, table, chairs, lamps, entertainment center, bedroom sets, washer/dryer, stove, refrigerator, microwave, pots/pans, dishes/flatware, computer, dvd player, china cabinet, dining set, desk, lawn mower, BBQ grill, patic furniture	o	\$ 2,500		

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In re:

#### William Rodriguez and April Rodriguez / Debtors

Case No.	
Case NO.	

#### SCHEDULE B - PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H", "W", "J", or "C" in the column labeled "HWJC". If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	HWJC	Market Value of Debtor's Interest Before Claim
05. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.		-
Books, Compact Discs, Tapes/Records, Family Pictures		\$ 30
06. Wearing Apparel		
Necessary wearing apparel		\$ 500
07. Furs and jewelry.		
Earrings, watch, costume jewelry Wedding Rings and necklaces		\$ 250
08. Firearms and sports, photographic, and other hobby equipment.		
Sportign Goods: Golf Clubs		\$ 20
09. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.		[x] None
10. Annuities		[x] None
11. Interest in IRA,ERISA, Keogh, or other pension or profit sharing plans.		
Husband Pension w/Motorola- 100% Exempt. Loan on policy for \$8000, total vested amount is \$8000.		None
Wife 401K w/ Employer/Former Employer - 100% Exempt.Loan on policy for \$3000, total vested amount on policy is \$3000.		None
Wife Pension w/ Employer/Former Employer - 100% Exempt.		\$ 7,000
12. Stocks and interests in incorporated and unincorporated businesses.		[x] None
13. Interest in partnerships or joint ventures.		[x] None
14. Government and corporate bonds and other negotiable and non-negotiable instruments.		
HUsband 3 EE US Savings Bonds valued at \$50per bond.		\$ 150
15. Accounts receivable		[x] None
16. Alimony, maintenance, support and property settlements to which the debtor is or may be entitled		[x] None

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In re:

#### William Rodriguez and April Rodriguez / Debtors

Case No.		
Cuscino.		

#### SCHEDULE B - PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H", "W", "J", or "C" in the column labeled "HWJC". If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	HWJC	Market Value of Debtor's Interest Before Claim
17. Other liquidated debts owing debtor including tax refunds.		[x] None
18. Equitable and future interests, life estates, and rights of power exercisable for the benefit of the debtor other than those listed in Schedule of Real Property.		[x] None
19. Contingent and Non-contingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.		[x] None
20. Other contingent and unliquidated claims of every nature, including tax refunds, counter claims of the debtor, and rights to setoff claims. Give estimated value of each.		[x] None
21. Patents, copyrights and other intellectual property.		[x] None
22. Licenses, franchises and other general intangibles.		[x] None
23. Autos, Truck, Trailers and other vehicles and accessories.		
FMC - 2000 Ford Explorer Sport - (over 110,000 miles)	н	\$ 7,650
Credit Acceptance - 1998 Ford F-150 Pick-up 1/2 Ton V6 Styleside	w	\$ 7,025
24. Boats, motors and accessories.		[x] None
25. Aircraft and accessories.		[x] None
26. Office equipment, furnishings, and supplies.		[x] None
27. Machinery, fixtures, equipment, and supplies used in business.		[x] None
28. Inventory		[x] None
29. Animals		
Family Pets: 3 Dogs & 2 cats		None
30. Crops-Growing or Harvested.		[x] None
31. Farming equipment and implements.		[x] None
32. Farm supplies, chemicals, and feed.		[x] None
33. Other personal property of any kind not already listed.		[x] None
		****
٦	Total	\$ 25,135

William Rodriguez and April Rodriguez / Debtors

n re:

C000	No	٠.
Case	IVO.	

#### SCHEDULE C - PROPERTY CLAIMED EXEMPT

[] 11 U.S.C S522(b)(1): Exemptions provided in 11 U.S.C. S522(d). Note: These exemptions are available only in certain states.
[x] 11 U.S.C. S522(b)(2): Exemptions available under applicable nonbankruptcy federal laws, state or local law where the debtor's domicile has been located for the 180 days immediately preceding the filing of the petition, or for a longer portion of the 180-day period than in any other place, and the debtor's interest as a tenant by the entirety or joint tenant to the extent the interest is exempt from process under aplicable nonbankruptcy law.

Description of Property	Specify Law Providing Exemp	otion	Value of Claim Exemption		Market Debtor' Befor	s Inte	rest
00. Real Property							
221 Charleston Ave Rome Residence)	eoville, IL 60446 (Debtor's	735 ILCS 5/12-90	)1	<b>\$</b> 1	15,000	\$ 13	33,000
02. Checking, savings or o and load, thrift, building an	02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and load, thrift, building and load, and homestead associations or credit unions, brokerage houses, or						
MUCU Husband savings a	account	735 ILCS 5/12-10	001(b)	\$	5	\$	5
ACH Credit Union wife sa	vings account	735 ILCS 5/12-10	001(b)	\$	5	\$	5
04. Household goods and t	furnishings, including audio, v	video, and compute	er equipment.				
sets, washer/dryer, stove, pots/pans, dishes/flatware cabinet, dining set, desk,	tainment center, bedroom	735 ILCS 5/12-10	001(b)	\$	1,000	\$	2,500
furniture 05. Books, pictures and other collections or collectibles.	her art objects, antiques, stan	np, coin, record, ta	pe, compact o	disc,	, and othe	er	
Books, Compact Discs, Ta	apes/Records, Family Pictures	735 ILCS 5/12-10	001(a)	\$	30	\$	30
06. Wearing Apparel							
Necessary wearing appare	el	735 ILCS 5/12-10	001(a),(e)	\$	500	\$	500
07. Furs and jewelry.							
Earrings, watch, costume Wedding Rings and neckl		735 ILCS 5/12-10	001(b)	\$	250	\$	250
08. Firearms and sports, p	08. Firearms and sports, photographic, and other hobby equipment.						
Sportign Goods: Golf Clul	os	735 ILCS 5/12-10	001(b)	\$	20	\$	20
11. Interest in IRA,ERISA,	Keogh, or other pension or p	rofit sharing plans.					
Husband Pension w/Moto policy for \$8000, total ves	rola- 100% Exempt. Loan on ted amount is \$8000.	735 ILCS 5/12-10	006	No	ne		None

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William Rodriguez and April Rodriguez / Debtors 28

in re:

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#### SCHEDULE C - PROPERTY CLAIMED EXEMPT

[] 11 U.S.C S522(b)(1): Exemptions provided in 11 U.S.C. S522(d). Note: These exemptions are available only in certain states.
[x] 11 U.S.C. S522(b)(2): Exemptions available under applicable nonbankruptcy federal laws, state or local law where the debtor's domicile has been located for the 180 days immediately preceding the filing of the petition, or for a longer portion of the 180-day period than in any other place, and the debtor's interest as a tenant by the entirety or joint tenant to the extent the interest is exempt from process under aplicable nonbankruptcy law.

Description of Property	Specify Law Providing Exem	ption	Value of Claimed Exemption	Deb	ket Valu tor's Inte fore Cla	erest
11. Interest in IRA,ERISA	, Keogh, or other pension or p	profit sharing plans.				
Wife 401K w/ Employer/F Exempt.Loan on policy fo on policy is \$3000.	Former Employer - 100% or \$3000, total vested amount	735 ILCS 5/12-10	)06 No	one		None
Wife Pension w/ Employe Exempt.	er/Former Employer - 100%	735 ILCS 5/12-16	006 \$	7,000	\$	7,000
14. Government and corp	orate bonds and other negoti	able and non-negot	iable instrument	S.		
HUsband 3 EE US Savin bond.	gs Bonds valued at \$50per	735 ILCS 5/12-10	001(b) \$	150	\$	150
23. Autos, Truck, Trailers	and other vehicles and acces	ssories.				
FMC - 2000 Ford Explore	er Sport - (over 110,000 miles)	735 ILCS 5/12-10	001(c) \$	1,200	\$	7,650
Credit Acceptance - 1998 V6 Styleside	3 Ford F-150 Pick-up 1/2 Ton	735 ILCS 5/12-10	001(c) \$	1,200	\$	7,025

BY WHOM

In re: William Rodriguez and April Rodriguez / Debtors

Case No. :

#### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and account number, if any, of all entities holding claims secured by property of the debtor as of the date of filing of the petition. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests. List creditors in alphabetical order to the extent practicable. If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the martial community may be liable on each claim by placing "H", "W", "J", or "C" in the column labeled "HWJC".

Creditor's Name and
Mailing address
including Zip Code

Date claim was incurred, nature of lien and description and market value of property subject to lien HC U DI Amount of WO N S S Claim without CTI Q U deducting G D E value of N T Collateral

Unsecur ed portion, if any

Co-Debtor

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William Rodriguez and April Rodriguez / Debtors

Case No.		
Case No.		

#### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and account number, if any, of all entities holding claims secured by property of the debtor as of the date of filing of the petition. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests. List creditors in alphabetical order to the extent practicable. If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebor," include the entity on the

	Mailing address including Zip Code ar	cui nd ( ark	claim was red, nature of lien description and cet value of erty subject to lien	0 2 T 2 G E 2	0 % P U T E D	clai ded valu	ount of m withou ucting ue of ateral	ıt	Unsecur ed portion, if any
	Co	o-E	)ebtor						
1	Coldwell Banker		9/2003 Non-Purchase Money Sec			\$	1,100	\$	c
	Account No. ACCT	?	Value: \$ 1,100 CB- Debt owed on property for installation of fence. \$25.00 per day charge for submission of property paperwork for installation.	Н					
2	Credit Acceptance Corp		9/2003 Lien on Vehicle			\$	8,000	\$	975
	Account No. 2141982 Attn: Bankruptcy Department 25505 W. 12 Mile South Field MI 48034		Value: \$ 7,025 Credit Acceptance - 1998 Ford F-150 Pick-up 1/2 Ton V6 Styleside	W					
3	Ever Home		9/2000 Mortgage			\$ 1	22,000	\$	(
	Account No. 0000315581 Bankruptcy Department Po Box 530579 Atlanta GA 30353-0579		Value: \$ 133,000 221 Charleston Ave Romeoville, IL 60446 (Debtor's Residence)	Н					
4	Ever Home		2004 Mortgage Arrears			\$	8,960	\$	(
	Account No. 0000315581 Bankruptcy Department Po Box 530579 Atlanta GA 30353-0579		Value: \$ 133,000 221 Charleston Ave Romeoville, IL 60446 (Debtor's Residence)	Н					
5	Ford Motor Credit Company		12/1999 Lien on Vehicle			\$	8,186	\$	536
	Account No. 00000021970369 Bankruptcy Department PO Box 537901 Livonia MI 48153-7901		Value: \$ 7,650 FMC - 2000 Ford Explorer Sport - (over 110,000 miles)	Н					
			TOTAL		\$	1	48,246		

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In Re: William Rodriguez and April Rodriguez / Debtors

Case No.:

#### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name and mailing address, including zip code, and account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the martial community may be liable on each claim by placing an "H", "W", "J", or "C", in the column labled "HWJC".

Claims of a spouse, former spouse, or child of the debtor, for alimony, maintenance or support, to the extent provided in 11 U.S.C. S507(a) (7).

Taxes and Certain Other Debts Owed to Governmental Units

Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. S507(a) (8).

Creditor Name and Address

Date Claim was Incurred Consideration for Claim

HC U D S P U T E D C N T E D

Claim Amount

and Notes\*

[x] None

Description

BY WHOM

In re:

William Rodriguez and April Rodriguez / Debtors

Case No.:

#### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and account number, if any, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. Do not include claims listed in Schedules D and E. If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the martial community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "HWJC". If the claim is contigent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Creditor Name and Address

Date Claim Was Incurred
Account #

Claim Amount
Consideration for claim
hwic

AT&T Wireless Services, Inc.

2002

Н

400

Account No. 085900000250957073

Utility Bills/Cellular Service

Attn: Bankruptcy Dept. P.O. Box 78224 Phoenix AZ 85062-8224

> NCO Financial Systems, Inc Bankruptcy Department

507 Prudential Rd. Horsham PA 19044 Representing:

AT&T Wireless Services, Inc.

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In re:

5

Fashion Bug

**Bankruptcy Department** PO Box 856021 Louisville KY 40285

Account No. 6004668039590366

William Rodriguez and April Rodriguez / Debtors

Case No.		
Case No	· _	

#### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and account number, if any, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. Do not inlolude claims listed in Schedules D and E. If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the martial community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "HWJC". If the claim is contigent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claims is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Creditor Name and Address

Date Claim Was Incurred Account #

Claim Amount Consideration for claim hwjc

W 2001 2 Capital One 1.000 Account No. 4388641865672641 Credit Card or Credit Use Bankruptcy Department PO Box 60000 Seattle WA 98190 Van Ru Credit Corporation Capital One Representing: **Bankruptcy Department** 10024 Skokie Blvd. Skokie IL 60076 J 12/2003 Cash Store Ltd. 2,0 Account No. WILLIAM RODRIGUEZ PayDay Loan Bankruptcy Department 1701 N. Larkin Ave Crest Hill IL 60450 H 5/1999 Citicorp Credit Services, Inc. 1,200 Account No. 005425865 Credit Card or Credit Use Attn: Bankruptcy Department 7920 N.W. 110th St. Kansas City MO 64153 Representing: Citicorp Credit Services, Inc. LTD Financial Services Bankruptcy Department 7322 SW Freeway, Ste. 1600 Houston TX 77074 W

2002

Credit Card or Credit Use

900

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In re: William Rodriguez and April Rodriguez / Debtors

Case N	lo ·	

#### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and account number, if any, of all entitles holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. Do not include claims listed in Schedules D and E. If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the martial community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "HWJC". If the claim is contigent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claims is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Creditor Name and Address

Date Claim Was Incurred Account # Claim Amount Consideration for claim hwjc

<sup>6</sup> Jo<u>liet Junior College</u>

2003

W

\$ 500

Account No. 1498593

Loan or Tuition for Education

Bankruptcy Deparmtent 1215 Houbolt Road Joliet IL 60431

> McKeown, Fitzgerald, Zollner Buck, Hutchinson & Ruttle 2455 Glenwood Ave. Joliet IL 60435

Representing:

Joliet Junior College

7 Merrick Bank

2001

W

1.800

Account No. 5189131005798280

Credit Card or Credit Use

Bankruptcy Dept. PO Box 23356 Pittsburgh PA 15222

FBCS Inc.

Bankruptcy Department 841 E. Hunting Park Ave. Philadelphia PA 19124 Representing:

Merrick Bank

8 Providian

2002

W

3,100

Account No. 5189131004268251

Credit Card or Credit Use

Bankruptcy Department PO Box 66022 Dallas TX 75266-0022

FBCS Inc.

Bankruptcy Department 841 E. Hunting Park Ave. Philadelphia PA 19124 Representing:

<u>Providian</u>

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William Rodriguez and April Rodriguez / Debtors

Case No. :	

#### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and account number, if any, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. Do not include claims listed in Schedules D and E. If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether bushand, wife, both of them, or the made

	Creditor Name and Address	Date Claim Was Incurred Account #		Claim Amour deration for d hwjc	 
9	Spiegel/FCNB	2002		W	\$ 1.200
	Account No.  ACCT?  Bankruptcy Department PO Box 2650 Portland OR 97208  Midland Credit Mana Bankruptcy Departm 5775 Roscoe Ct. San Diego CA 92123	ent	dit Use <u>Spiegel/FCNB</u>		
10	T-Mobile Account No. 4302700	2003 Utility Bills/Cellular	Service	н	\$ 500
	Bankruptcy Department PO Box 742596				

Cincinnati OH 45274-2596 First Revenue Assurance Representing: T-Mobile

Attn: Bankruptcy Department PO Box 3598

Seattle WA 98124-3598

**TOTAL** 12,692

In re: William Rodriguez and April Rodriguez / Debtors

Case No.:

#### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contracts, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing address all other parties to each lease or contract described.

NOTE: A party listed on this schedule will not receive notice of the filing of this case unless the party is also scheduled in the appropriate schedule of creditc

Name and Address of Other Parties to Instrument

Notes of contract or Lease and Debtor's Interest

[x] None

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In re:	William Rodriguez and April Rodriguez / Debtors
	Case No. :
	SCHEDULE H - CODEBTORS
Prov	ride the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the

schedules of creditors. Include all guarantors and co-signers. In community property states, a married debtor not filing a joint case should report the name and address of the nondebtor spouse on this schedule. Include all names used by the nondebtor spouse during the six years immediately preceding the commencement of this case.

Name and Address of Codebtor

Name and Address of Creditor

[x] None

In re: William Rodriguez and April Rodriguez / Debtors

					Case No.:		
	SCHEDULE I - CU	RRENT INCOME OF	INDIVIDUAL D	EBT	OR(S)		
Deg	pendent(s)						
Debtor's Marital St Married	atus:						
EMPLOYMENT: Occupation: Name of Employer: Years Employed	Mat-Handler Motorola 10 Years				II General Hosp	ital	
Employer Address:	2200 Galview Driv	e	1775	Demi	pster Street		
, ,	Elgin	IL		Ridge		IL	
	Ligin		I dik	_	DEBTOR		POUSE
INCOME: Current monthly gross w Estimated Monthly over	vages, salary, and commistime	ssions	SUBTOTA	 L	2,794.13 0.00		2,396.70 0.00
LESS PAYROLL I  a. Payroll taxes ar  b. Insurance  c. Union dues  d. Other: Pen					584.29 62.83 0.00 0.00 0.00		514.56 82.62 0.00 0.00 0.00
		SUBTOTAL OF PAYRO	L DEDUCTIONS		\$647.12	_	\$597.18
		TOTAL NET MONTHLY	AKE HOME PAY	. •	2,147.01		1,799.52
Regular income from op	eration of business or pro	fession or farm (attach de	etailed statement)	\$	0.00	\$	0.00
Income from	real property			\$	0.00	\$	0.00
Interest and dividends				\$	0.00	\$	0.00
	r support payments payal	ole to debtor for the debto	r's use or that of	\$	0.00	\$	0.00
		y or other government as	sistance				
				\$	0.00	_	
				•	0.00	\$ <b>\$</b>	0.00
Pension or retirement in Other monthly income	come			\$	0.00	Ф	0.00
Canci manany meani				\$	0.00		
						\$	0.00
		TOTAL MONTH	LY INCOME \$		2,147.02	\$	1,799.53
	TOT	TAL COMBINED MONTH	ILY INCOME \$		3,946.55		

3,946.55

Describe any increase or decrease of more than 10% in any of the above categories anticipated to occur within the year following the filing of this document:

In re: William Rodriguez and April Rodriguez / Debtors

#### SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average monthly expenses of the debtor and the debtor's family. Pro rate any payments made bi-weekly, quarterly, simi-annually, or annually to show monthly rate

[] Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate schedule of expenditures labeled "Spouse".

Destruction of the control of the co	and addragated to be and			
Rent or home mortgage payment (include lot Are real estate taxes included? [x] You	[x] Yes [ ] No	1st Mortgage/Rent		0.00
		2nd Mortgage		0.00
• •	s[]No	3rd Mortgage		0.00
Utilities: Electricity and heating fuel			\$	200.00
Water and Sewer			\$	50.00
Telephone				75.00
Other			\$ \$ \$	0.00
			\$	0.00
Home maintenance (repairs and upkeep)			\$	50.00
Food			\$	350.00
Clothing			\$	50.00
Laundry and Dry Cleaning			\$ \$ \$ \$ \$ \$	40.00
Medical and Dental expenses, Rx Medicines			\$	25.00
Transportation (not including car payments)			\$	499.00
Recreation, clubs, and entertainment, etc.			\$	0.00
Newspapers, Magazines			\$	15.00
Charitable contributions			\$	0.00
Insurance (not deducted from wages or include	ded in home mortgage payments)			
Homeowner's or Renter's			\$	0.00
Life			\$	0.00
Health			\$ \$ \$	0.00
Auto			\$	130.00
Other				
Taxes (not deducted from wages or included	in home mortgage payments.)		\$	0.00
Installment Payments: Auto			\$	0.00
Other			Φ	0.00
Auto Repair			\$	100.00
Alimony, maintenance, and support paid to ot	hers		\$	0.00
Payments for support of additional dependent			Ψ	0.00
Regular expenses from operation of business		statement)		
Other Haircuts			\$	45.00
Personal Care, Non-F	Rx,Toiletries,Cleaning Supplies		\$	30.00
Postage/Banking			\$ \$	12.00
Contacts			\$	20.00
Babysitting/Childcare				
Tuition, Books			\$	0.00
Student Loans			\$	0.00
Pet Care			\$	60.00
Condo Assessment			\$	10.00
TOTAL MONTHLY EXPENSES (Report als	so on Summary of Schedules)		\$	1,761.00
FOR CHAPTER 12 AND 13 DEBTO	RS ONLY		_	
A. Total projected monthly income			\$	3,946.55
B. Total projected monthly expenses			\$	1,761.00
C. Excess income (A minus B)			\$	2,185.55

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In re: William Rodriguez and April Rodriguez / Debtors

### SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average monthly expenses of the debtor and the debtor's family. Pro rate any payments made bi-weekly, quarterly, simi-annually, or annually to show monthly rate

D. Total amount to be paid into plan monthly

\$ 2,185.00

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

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William Rodriguez and April Rodriguez / Debtors Case No. : \_\_\_\_\_

Attorney for Debtor: Joanne H Yi

For: Peter Francis Geraci

#### **SUMMARY OF SCHEDULES**

	ATTACHED		AMOUNTS	SCHEDULED
NAME OF SCHEDULE	(YES / NO)	PAGES	ASSETS	LIABILITIES OTHER
SCHEDULE A - Real Property	Yes	1	134,100	
SCHEDULE B - Personal Property	Yes	_	25,135	
SCHEDULE C - Exempt	Yes			
SCHEDULE D - Secured	Yes	_		148,246
SCHEDULE E - UnSecured Priority	Yes	1		
SCHEDULE F - UnSecured NonPriority	Yes	_		12,692
SCHEDULE G - Executory Contracts	Yes			
SCHEDULE H - CoDebtors	Yes	1		
SCHEDULE I - Income	Yes	1		3,947
SCHEDULE J - Expenditures	Yes	1		1,761
		\$	159,235 \$	160,938

in Re:	William Rodriguez and April Rodriguez / Debtors		
		Case No. :	

#### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL/JOINT DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, and that they are true and correct to the best of my knowledge, information and belief. I have disclosed on the foregoing schedules all property or assets I may have an interest in, the correct value of it, and every debt I may be liable for. I accept the risk that some debts won't be discharged. I have been advised of the difference between Chapter 7 and Chapter 13, income & expense concepts, budgeting, and have made full disclosure.

Debtor's attorney has advised debtor that creditors can object to discharge of their debt on a variety of grounds includiung fraud, recent credit usage, divorce and support obligations and reckless conduct.

Debtor's attorney has advised debor that non-dischargeable debts such as taxes, student loans, fines by govenment units and liens on property of debtor are generally unaffected by bankruptcy.

Penalty for making a false statement or concealing property. Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. SS 152 and 3571.

Dated: 5 / 25 /2004 William Rodriguez

Sign: X William Rodriguez

Sign: X April Rodriguez

April Rodriguez

SIGN AND DATE ABOVE

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### NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In Re: William Rodriguez and April Rodriguez / Debtors

Case No.:	 

#### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statment concerning all such activities as well as the individual's personal affairs.

#### DEFINITIONS

"In business." A debtor is "in business" for the purpose of this statement if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within the six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. 101

01. INCOME FROM EMPLOYMENT OR OPERATION OF BUSINESS: Identify all sources of income if there is more than one. State the gross amount of income debtor has received from employment, trade, or profession, or from operation of the debtor's business from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the 2 years immediately preceding this case calendar year.

Debtor

2004...... Approx. \$15,000.00 2003..... Approx. \$32,000.00

2002..... Approx. \$30,000.00

Source...... Employment

Spouse

Spouse

2004.....: Approx. \$10,000.00

2003...... Approx. \$28,000.00

2002....... Approx. \$28,000.00 Source...... Employment

02. INCOME OTHER THAN FROM EMPLOYMENT OF OPERATION OF BUSINESS: State the amount of income received by the debtor OTHER than from employment, trade, profession, or operation of the debtor's business during the 2 years immediately preceding the commencement of this case. Include all payments received from any source. Indicate multiple sources of income.

[x] None

Spouse

[x] None

03. PAYMENTS TO CREDITORS: List all payments on loans, installments, purchases of goods or services, and other debts, aggregating more than \$600.00 to any creditor, made within 90 days immediately preceding the commencement of this case. INCLUDE MORTGAGE AND VEHICLE PAYMENTS MADE IN THE LAST 3 MONTHS.

Creditor .....: Cash Store

Address.....: add \_\_\_\_\_\_?

Amount Paid..: \$650.00

Payment Dates: February, March, April 2004

Amount Owing.: \$2,092.14

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Creditor.....:Ever Home
Address......:see schedule F
Amount Paid..:\$1280.00
Payment Dates:monthly
Amount Owing.:\$133,000.00
Creditor....:Ford Motor Credit
Address.....:see schedule f
Amount Paid..:\$856
Payment Dates:April and May
Amount Owing.:\$8,800.00

Creditor....:Credit Acceptance Corp.

Address.....:see schedule F

Amount Paid..:\$600

Payment Dates: April and May Amount Owing.: \$8,000.00

03b PAYMENTS TO RELATIVES OR INSIDERS List all payments made within 1 year immediately preceding the commencement of this case or for the benefit of creditors who are or were insiders.

[x] None

04. SUITS AND ADMINISTRATIVE PROCEEDINGS, EXECUTIONS, GARNISHMENTS AND ATTACHMENTS: List all lawsuits & administrative proceedings you were a party to within 1 year of today, whether as a plaintiff or defendant or other party: include divorces, injury claims, employment claims and all others.

[x] None

04b: WAGES OR ACCOUNTS GARNISHED: List all property that has been attached, garnished or seized under any legal or equitable process within 1 year:

[x] None

05. REPOSSESSION, FORECLOSURES AND RETURNS: List all property repossessed, sold at foreclosure sale, deed in lieu of foreclosure, returned to the seller, within 1 year of filing this bankruptcy:

[x] None

06. ASSIGNMENTS AND RECEIVERSHIPS: List assignment of property for benefit of creditors within 120 days before filling this bankruptcy:

[x] None

List any property in the hands of a custodian, receiver, or court-appointed official within 1 year of today.

[x] None

07. GIFTS: List all gifts or charitable contributions you made within 1 year before filing this bankruptcy case except ordinary & usual gifts or family members less than \$200.00 total per individual family member, & charity contributions less than \$100.00 per recipient.

[x] None

08. LIST ALL FIRE, THEFT OR GAMBLING LOSSES WITHIN 1 YEAR OF TODAY:

[x] None

09. LIST ALL PAYMENTS TO CREDIT COUNSELORS OR BANKRUPTCY ATTORNEYS INCLUDING PETER FRANCIS GERACI: (by you, or by others for you, within 1 year of today)

Payee..... Law Offices of Peter Francis Geraci

Address.....: 55 East Monroe Street

Address2...... Suite 3400

Address3.....: Chicago IL 60603

Date of Payment.: /
Payor...... Debtor
Payment/Value.....: 0.00

In addition to Peter Francis Geraci and his employees of his firm, I hired, at no additional fee, attorneys listed on my contract of representation to work on my case.

[x] None

10. If you transferred any property of any kind, either absolutely or as security, within 1 year of today, give details: (Including but not limited to: vehicle trades, transfers or sales, loans against property, divorce transfers, quit-claim deeds, trusts)

[x] None

11.If you CLOSED or TRANSFERRED any checking savings, pension, stock, brokerage, mutual fund, credit union or other accounts within 1 year of today, list details:

[x] None

Page 23 of 28  12. LIST ANY SAFETY DEPOSIT BOXES OR OTHER DEPOSITORY PLACES the debtor has or had securities, cash, or other valuables within 1 year of today:	[x] None
13. LIST ALL SETOFFS by any creditor, such as a bank or credit union, against a debt or deposit of yours within the past year.	[x] None
14. LIST ALL PROPERTY THAT YOU HOLD FOR ANOTHER PERSON: (Including but not limited to: minor's accounts, vehicle in your name that is really someone else's, accounts or property or items you are on title to or in possession of)	[x] None
15. WHERE HAVE YOU LIVED IN LAST 2 YEARS:	[x] None
16. COMMUNITY PROPERTY STATES WISCONSIN & OTHERS: If you live or did live in a community property state or territory (Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) in last 6 years, name your spouse & ex-spouse & the community property state.	[x] None
17. ENVIRONMENTAL INFORMATION: "Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil surface water, ground water, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of the these substances, wastes, or material. "Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites. "Hazardous material" means anything defined as a hazardous waste, hazardous or toxic substances, pollutant, or contaminant, etc. under environmental Law.	[x] None
a. If you have received notice of violation of any ENVIRONMENTAL LAW VIOLATION, list name & address of every site & the governmental unit, date of the notice, & Environmental law:	[x] None
b. If you provided notice of release of Hazardous Material, list name and address of every site and governmental unit.	[x] None
c.If you were party to any Environmental Law judicial or administrative proceedings, orders or settlements, give the name & address of governmental unit that is or was a party to the proceedings, & docket number.	[x] None
18. a.List names, addresses,taxpayer ID #, nature of business,begin & end dates all businesses, sole-proprietors, partnerships, corporations in which you had any interest, office, 5% of more voting or equity interest within 6 years of today. List same if debtor is partnership or corporation.  Name Taxpayer ID# ADDRESS NATURE DATES b. Identify any business listed above that is a "single asset real estate" as defined in 11 U.S.C. 101.	[x] None
b. Identify any business listed in subdivision a.that is "single asset real estate" as defined in 11 U.S.C. 101.	[x] None
19. List all bookkeepers and accountants in the last 2 years who kept, or supervised the keeping of, your books of account and records.	[x] None
b. List all firms or individuals who have audited the books of account and records, or prepared a financial statement of yours in the last 2 years.	[x] None
c. List all firms or individuals who are now in possession of your books of account and records of the debtor. If any books or records are not available, explain.	[x] None
d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a	[x] None

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	D4 Entered 05/26/04 16:02:17 Desc 2-Petition Page 24 of 28 [x] None property, the name of the person who supervised the s of each inventory.
b. List the name and address of the person having posse reported in a., above.	ession of the records of each of the two inventories [x] None
21A. Only if you are a partnership, list nature and percen	tage of interest of each member of it. [x] None
b. Only if debtor is a corporation, list officers & directors; controls, or holds 5% or more of the voting or equity sect	each stockholder who directly or indirectly owns, [x] None urities of the corporation.
22. ONLY IF debtor is a partnership, list each member v	who withdrew from the partnership within 1 year. [x] None
b. If the debtor is a corporation, list all officers or directo within 1 year immediately preceding the commencement	
23. ONLY IF DEBTOR IS A PARTNERSHIP OR CORPC bonuses, loans etc. to insiders, including compensation i	
24. ONLY IF YOU ARE A CORPORATION, list informati 6 years.	on of parent corporation and taxpayer ID number in last [x] None
25. ONLY IF debtor is not an individual, list name & fede debtor, as an employer, was responsible for contributing	ral taxpayer ID number of any pension fund to which [x] None in last 6 years.
	PENALTY OF PERJURY BY INDIVIDUAL DEBTOR  neswers contained in the foregoing Statement of Financial Affairs and
Sign	: X Wh Robeyer
Dated: 5 / 2 / /2004	
- Sign	1: X April Rodrigies
Dated:/2004	April Rodriguez

### SIGN AND DATE ABOVE AFTER READING IT

Penalty for making a false statement or concealing property. Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. SS 152 and 3571.

# Case 04-20543 Doc 1 Filed 05/26/36 LANGER 05/26/04 16:02:17 Desc 2-Petition 1. DEBTS TO A SPOUSE, EX-SPOUSE OR CHILD OF YOURS FOR ALIMONY, MASSER SUPPORT in connection with a separation agreement, divorce decree or court order.

- 1. DEBTS TO A SPOUSE, EX-SPOUSE OR CHILD OF YOURS FOR ALIMONY, MADIFE ANCHOA QUPPORT in connection with a separation agreement, divorce decree or court order. DEBTS YOU AGREED TO ASSUME IN MARITAL SETTLEMENT AGREEMENTS are GENERALLY dischargeable. They are NON-DISCHARGEABLE only if your ex-spouse files an adversary complaint, and the Judge rules that (a) you do not have the ability to pay the debt OR (b) discharging such debt would result in a benfit to you that outweighs the detriment to ex-spouse or your child
- 2. STUDENT LOANS, TUITION, EDUCATIONAL BENEFITS if government insured loan or owed to non-profit school unless you file a complaint within the bankruptcy to prove repayment would be an "undue hardship", and win.
- 3. CO-SIGNERS, JOINT APPLICANTS AND JOINT CARD HOLDERS ARE NOT PROTECTED. Creditors can collect from co-signers and put your bankruptcy on their credit report. You can usually prevent this by continuing to make the regular payments to the creditor. Creditors can liquidate collateral of your co-signer and refuse to continue payment in installments. Property you are joint on with other persons can be LIQUIDATED to pay your creditors.
- 4. TAX DEBTS. Most taxes are not discharged in bankruptcy. However, income tax debt (1040 type tax) can be discharged if the following four rules are met:
- (1). The tax return was DUE at least 3 YEARS (plus extensions) before the filing of your bankruptcy case.
- (2). You FILED your income tax return at least 2 YEARS before your bankruptcy was filed. You did not file a return if the tax authority
- or IRS had to file one for you, or if you didn't send the return to the District Director. (3). You did not wilfully intend to evade the tax.
- (4). The tax must have been ASSESSED over 240 DAYS before the bankruptcy filing. We recommend you meet with the IRS or state department of revenue to make sure all the conditions have been met, before you hire us or file a bankruptcy. Fraudulent taxes and taxes on unfiled returns can be discharged in a Chapter 13 case. Time in an offers in compromise, & time in bankruptcy plus 6 months, will extend the above time periods. Employers' share of FICA & FUTA is dischargeable, but no trust fund taxes like the employee's funds or sales tax.
- 5. FINES OR PENALTIES OWED TO A GOVERNMENTAL UNIT. Parking & Traffic tickets, building code violations.
- 6. NON-FILING HUSBAND OR WIFE. If you choose to file individually, your spouse is not our client. Only your debts are discharged. If you want to protect a non-filing spouse, pay their bills or file a joint case with them. Family expenses such as medical bills, rent and necessities may be collected from a non-filing spouse. In Wisconsin, community property is liable for community debts.
- 7. DUI PERSONAL INJURIES, DEBTS YOU DON'T LIST.
- 8. DEBTS WHERE OBJECTION TO DISCHARGE IS SUCCESSFUL. Creditors, the Trustee, or the Court, can try to deny you a discharge based on many factors, INCLUDING:
  - a. Income sufficient to pay a percentage of your unsecured debt.
  - b. Failure to keep books and records documenting your financial affairs.
  - c. Luxury purchases or cash advances, either shortly before filing or without intent or ability to repay.
  - d. Debts you made by false pretenses, breach of fiduciary duty, wilful and malicious injuries to others
  - BENEFITS OVERPAYMENTS like aid or unemployment if a determination of fraud has been made before or during your bankruptey.
  - f. Failure to appear at meetings, court dates, or co-operate with Trustee.
- 9. INTEREST ON NON-DISCHARGEABLE DEBTS in a Chapter 13 continues to accrue, and CREDITORS WHO DO NOT FILE CLAIMS in your Chapter 13 plan within 90 days (180 days for governmental units) of the meeting of creditors, do not get paid. Your plan and their claim should provide for interest at contract rate, or you will have to pay the debt outside the Chapter 13 plan. Property taxes must be paid by you directly to avoid sale for delinguent taxes.
- 10. LIQUIDATION OF REAL AND PERSONAL PROPERTY. If you file a Chapter 7, any property that is not protected on Schedule C pursuant to state or federal law is taken and sold by the trustee to pay creditors. You agree to assume the risk that your property will be taken and sold by the bankruptcy trustee (at or less than what it is worth) if we can't protect it under applicable state law. You get a discharge, but the trustee can take property not listed and exempted on schedules B and C and sell it for whatever price will provide some benefit to creditors. The trustee can also challenge and deny exemptions you claim.
- 11. CHANGE IN LAWS. Laws & court cases change constantly. We can file your case today if you pay us in full (some attorneys give credit, we don't) pay the filing fee and sign your petition in our main office. ANY DELAY BEYOND TODAY IS YOUR REPSONSIBILITY. ADVERSE RULINGS Judges that sit in adjoining courtrooms can rule differently on the same facts. We can predict but cannot guarantee that a judge will or will not rule against you. You must accept the risk of a judge ruling against you, as in any lawsuit.
- 12. PAYMENTS TO CREDITORS YOU PREFERRED to pay more than \$600 in front of others, within 1 yr if a relative or insider, or within 90 days if another creditor, so don't pay off debts to keep credit cards or protect others. TRANSFERS OF PROPERTY within 4 years that made you unable to pay your debts at the time can be reversed by a Trustee and the transferee will have to give back the property you transferred.
- 13. SURRENDER OF PROPERTY Bankruptcy gets rid of debts, but real estate, condos and time shares remain in your name until a foreclosure sale or the lender accepts a deed in lieu of foreclosure. Turn condo keys over to condo association or remain liable for assessments after filing, and make sure you keep buildings & land insured and maintained and secured until it is taken back by lender or out of your name. If you let a house go vacant and pipes explode or someone gets killed in there you may be liable.
- 14. RIGHT TO RECEIVE inheritances, tax refunds, injury claims, compensation of any kind, insurance or realty commissions, are property of the bankruptcy estate and you will surrender these to the trustee unless they are claimed exempt on Schedule C, and no objection to your claim of exemption is upheld. Do not deduct extra money from taxes so you are entitled to a refund, change your W-9 if necessary.
- 15. JOINT ACOUNT HOLDERS holders entire amount in the account could be taken by the trustee under Chapter 7.
- 16. MARRIED COUPLES GOING THROUGH DIVORCE: We have been advised to seek independent counsel for our bankruptcy. We understand that
- Peter Francis Geraci does not represent us with regard to any divorce matters and does not make any representations regarding what will happen in divorce court.
- We have decided to file a bankruptcy together dispite the fact that we are getting a divorce and our interests could be adverse. We have agreed to cooperate with each other in this joint bankruptcy.
- 17. AUTO LEASES & INSTALLMENT AGREEMENTS to purchase things, leases and almost all contracts will be void after bankruptcy. They are "executory contracts", and if they are of no benefit to the bankruptcy estate and not assumed within 60 days of filing, they are void. Debtors have been warned of this, and unless there is a novation under state law, or agreement not to use bankrptcy to void the contract, the debtors rights under the contract are extinguished. Debtor agrees to be responsible for obtaining such agreements or losing rights under such contracts. Debtor agrees that his or her attorney will not file motions to assume such contracts.

The Undersigned have read the above & assume the risk that a debt is not discharged in bankruptcy, that our non-exempt property will be taken and sold by the bankruptcy trustee if it can't be protected, that the trustee might object if I/we have excess income, or change in State, Federal or Bankruptcy laws before the case is filed in Court AND WE HAVE TO READ, CHECK, & MAKE SURE OUR PETITION IS ACCURATE!!!!

Melly riguez

April Rodriguez

AT&T Wireless Services, Inc. Attn: Bankruptcy Dept. P.O. Box 78224 Phoenix, AZ 85062

Capital One Bankruptcy Department PO Box 60000 Seattle, WA 98190

Cash Store Ltd.
Bankruptcy Department
1701 N. Larkin Ave
Crest Hill, IL 60450

Citicorp Credit Services, Inc. Attn: Bankruptcy Department 7920 N.W. 110th St. Kansas City, MO 64153

Coldwell Banker Attn: Bankruptcy Department PO Box 371458 Pittsburgh, PA 15250

Credit Acceptance Corp Attn: Bankruptcy Department 25505 W. 12 Mile South Field, MI 48034

Ever Home Bankruptcy Department Po Box 530579 Atlanta, GA 30353

Ever Home Bankruptcy Department Po Box 530579 Atlanta, GA 30353

Fashion Bug Bankruptcy Department PO Box 856021 Louisville, KY 40285

Ford Motor Credit Company Bankruptcy Department PO Box 537901 Livonia, MI 48153

Joliet Junior College Bankruptcy Deparmtent 1215 Houbolt Road Joliet, IL 60431 Merrick Bank Bankruptcy Dept. PO Box 23356 Pittsburgh, PA 15222

Providian
Bankruptcy Department
PO Box 66022
Dallas, TX 75266

Spiegel/FCNB Bankruptcy Department PO Box 2650 Portland, OR 97208

T-Mobile Bankruptcy Department PO Box 742596 Cincinnati, OH 45274 Case 04-20543 Doc 1 Filed 05/26/04 Entered 05/26/04 16:02:17 Desc 2-Petition UNITED STATES GRANKRUPSTCY COURT

### NORTHERN DISTRICT OF ILLINOIS **EASTERN DIVISION**

In Re:	William	Rodrig	uez and April I	Rodriguez / De	ebtors
<u></u>				VERIFICATION	OF CREDITOR MATRIX
The above	e named Debtor	(s) hereby v	erify that the attached	1 list of creditors is tru	ue and correct to the best of our knowledge.
Dated:	5		25	2004	arch Keley
- Dated:_	5		25	2004	William Rodriguez  April Rodriguez  April Rodriguez

SIGN AND DATE ABOVE